IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72003 of 2026

CNR No. BRHC011013992026

Arising Out of PS. Case No.-223 Year-2026 Thana- JANKINAGAR District- Purnia

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Uday Kumar S/o Kushum Lal Mandal R/o Village - Chandraha, P.S - Dhamdaha, District - Purnea

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Pooja Prasad, Advocate
For the Opposite Party/s : Mr. Dr. Indiwar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

3 28-10-2026 Heard Ms. Pooja Prasad, learned counsel for the petitioner and the learned APP.

2. The petitioner is apprehending his arrest in connection with Jankinagar P.S. Case No. 223 of 2026 for the offence under sections 420, 468, 471, 120B of the Indian Penal Code lodged on 09.07.2026 by the informant, Sushil Kumar Gupta.

3. As per the prosecution story, the informant alleged that despite the order given by the Patna High Court in CWJC No. 15459 of 2014, the petitioner continued as a Panchayat Teacher on the basis of forged document and it was found that the Madhyama certificate presented by him was fake. This led to

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the FIR.

4. Learned counsel for the petitioner submits that though he had a valid certificate, now the petitioner has resigned on 24.07.2026 and this can be verified from the office of District Education Officer, Purnea/District Program Officer (Establishment), Purnea.

5. Learned APP opposes the prayer submitting that despite order, he failed to submit resignation earlier.

6. This court finds post in the submission of learned APP that despite the immunity granted by the Patna High Court, he chose not to resign. However, presently the contention is that he has already submitted resignation letter on 24.07.2026, a fact which has to be verified from the office of the District Education Officer, Purnea/District Program Officer (Establishment), Purnea in view of the fact that duly signed resignation letter and accepted by the authorities is not on record.

7. This Court is of the view that the petitioner will have to procure a certificate from the office of the District Education Officer, Purnea/District Program Officer (Establishment), Purnea acknowledging acceptance of his resignation letter dated 24.07.2026.

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8. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned C.J.M, Purnea in connection with Jankinagar P.S. Case No. 223 of 2026 subject to the following conditions:

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document (Aadhaar Card/Voter ID Card/Pan Card/Driving License) to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner shall be appearing before the Police Station as and when required for cooperating in the investigation;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

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(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

9. It is made clear that if the contention made in the petition that he has resigned is incorrect and the District Program Officer (Establishment), Purnea informs otherwise, this anticipatory bail application shall become infructuous.

(Rajiv Roy, J)

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